

**APPROVED
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA**

MINUTES

**February 28, 2008 - 1:30 pm
Seminole County Services Building – Room 1028
1101 East First Street, Sanford FL**

I Call to Order

The scheduled meeting of the Seminole County Code Enforcement Board was called to order at 1:35 p.m. in the Seminole County Services Building, Room 1028, 1101 East First St, Sanford, Florida.

A few moments of silence was held followed by the Pledge of Allegiance.

II Pledge of Allegiance

III Roll Call

Members Present: Tom Hagood, Chair
Bill Fahey, Vice Chair
Grace Chewning
Larry Lawver
Frederick Geltz
Jay Ammon
Stewart Fritz

Present and Sworn: Douglas McBrayer, Respondent, 04-63-CEB
Dayton and Elsie Ogden, Respondents, 08-33-CEB
Archie Prutzman, Respondent, 08-34-CEB
Walter Sorensen, Jr., Respondent, 08-35-CEB & 08-36-CEB
Lawson C. Dennis, Respondent, 08-41-CEB
Christine Watson Hudson, Respondent, 03-70-CEB
Jerry Robertson, Code Enforcement Officer, SCSO
Joann Davids-Tamulonis, Code Enforcement Officer, SCSO
Dorothy Hird, Code Enforcement Officer, SCSO
Pamela Taylor, Code Enforcement Officer, SCSO
Jean Krause, Reserve Code Enforcement Officer, SCSO
Jason Rucker, Inspector

Others Present: Yvette Brown, Code Enforcement Board Attorney
Jane Spencer, Clerk to the Code Enforcement Board
Connie DeVasto, Planning Division

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IV Swearing in of Witnesses

Kimberly Shiver, Property manager of Respondents, 04-80
Anita Wetherhold, Representative of Respondents, 04-80
Curtis Ogden, Son of Respondents, 08-33-CEB
Ernest Shepard, Friend of Respondent, 08-41-CEB
Indiana Jordan, Daughter of Respondent, 07-05-CEB

V

Agenda Update and Approval

The published agenda was revised to allow respondents and witnesses present at today's hearing to be heard first. The remaining cases would then be heard in the order originally published.

TOM HAGOOD – YES	BILL FAHEY – YES
GRACE CHEWNING – YES	JAY AMMON – YES
FREDERICK GELTZ – YES	STEWART FRITZ – YES
LARRY LAWVER – YES	

MOTION CARRIED 7 – 0.

The following cases will not be heard today:

CASE NO. 08-37-CEB
KEVIN C. & DIANE G. SULLIVAN
COMPLIED PRIOR TO HEARING

CASE NO. 08-39-CEB
ROBERT M. MCCORMICK
COMPLIED PRIOR TO HEARING

CASE NO 08-42-CEB
LILLIAN M. NOUVEL
CONTINUED BY STAFF

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
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Case No 04-63-CEB
Douglas R. & Marguerite M. McBrayer
Code Enforcement Officer: Pamela Taylor

This case was tabled from the January 28, 2008 meeting. This is a repeat violation. The original violation was heard by the Board on September 23, 2004; and an Order was entered giving the Respondents a compliance date of October 7, 2004. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on October 11, 2004.

An Affidavit of Repeat Violation was filed after reinspection on November 28, 2007.

This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **fine** on a repeat violation in the amount of **\$18,600.00** for 93 days of non-compliance, from November 28, 2007 through and including February 28, 2008, at **\$200.00 per day**; and the fine shall continue to accrue at **\$200.00** (\$50.00 per violation with four violations for a total of \$200.00) per day until compliance is obtained. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3 (g), (h), (l) & (p)
Described as: 1) The accumulation of trash and debris
 2) Uncultivated vegetation in excess of 24" in height and located within 75' of a structure
 3) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport
 4) Any other objectionable, unsightly, or unsanitary matter, substance, or material tending by its existence and/or accumulation to endanger or adversely affect the health, safety, lives, and/or welfare of the citizens of the county
Location: 203 Lake View Drive, Sanford (Commission District 5)
 Tax Parcel ID # 04-20-30-506-0500-0020

Pamela Taylor, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violations. Officer Taylor stated that as of her final inspection, February 28, 2008, the property was in compliance.

Officer Taylor stated that this had been tabled from last month and that the only thing left to consider would be the fine.

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Douglas McBrayer, Respondent, was present at the hearing and testified on his own behalf. Mr. McBrayer asked the Board to reduce or rescind the fine. Mr. McBrayer also stated that in the future he would keep the property in compliance.

Larry Lawver asked Officer Taylor for Staff's recommendation. Officer Taylor stated that she had no objection to the Board reducing or rescinding the fine.

Grace Chewning asked Officer Taylor to estimate what her costs were. Officer Taylor stated that she had conducted five inspections at \$33.29 per inspection.

Motion by Larry Lawver, seconded by Grace Chewning, to accept Staff's recommendation but with a fine of \$200.00.

After discussion of this case by the Board:

MOTION BY LARRY LAWVER, SECONDED BY GRACE CHEWNING, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION IN COMPLIANCE BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
ON A REPEAT VIOLATION IN COMPLIANCE

The Respondents are the owners of record of the property (Tax Parcel ID # 04-20-30-506-0500-0020) located at 203 Lake View Drive, Sanford, located in Seminole County and legally described as follows:

LEG LOT 2 BLK 5 LOCH ARBOR-PHILLIPS SEC PB 9 PG 66

This case came on for public hearing before the Code Enforcement Board of Seminole County on the September 23, 2004 after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Code Chapter 95, Section 95.4 as defined in 95.3(g), (h), (l) and (p).

Said Order stated that a fine in the amount of \$50.00 per day per violation for a possible total of \$200.00 per day would be imposed if the Respondents did not take certain corrective action by October 7, 2004. Compliance was obtained after reinspection on October 11, 2004.

An Affidavit of Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the four violations were being repeated after reinspection on November 28, 2007. Compliance was obtained after reinspection on February 28, 2008.

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Based on the testimony and evidence presented, the Respondents were in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated September 23, 2004.

Therefore, the Board finds that the Respondents are in repeat violation and orders that a fine in the amount of **\$200.00** be imposed.

This Order shall be recorded in the public records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

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Case No 04-80-CEB
SCG Partnership
Code Enforcement Officer: Dorothy Hird

This is a repeat violation. The original violation was heard by the Board on December 2, 2004; and an Order was entered giving the Respondent a compliance date of January 28, 2005. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on December 29, 2004.

An Affidavit of Repeat Violation was filed after reinspection on December 7, 2007. An Affidavit of Compliance after Repeat Violation was filed by the Code Enforcement Officer after reinspection on February 19, 2008.

This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **fine** on a repeat violation in the amount of **\$11,100.00** for 74 days of non-compliance, from December 7, 2007 through and including February 18, 2008, at **\$150.00 per day**. The Clerk shall record said Order in the Public Records of Seminole County.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
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Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.1231 (i)
Described as: 1) Landscaping not installed or maintained per the approved site plan
Location: 199 SR 436, Casselberry (Commission District 4)
Tax Parcel ID # 17-21-30-510-0000-0020

Dorothy Hird, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Hird stated that this was a repeat violation; and at her final inspection on February 19, 2008, the property was in compliance.

Officer Hird stated that the recommendation would be to find that the Respondents were in repeat violation and impose a fine in the amount of \$11,100.00 for 74 days of non-compliance and increase the fine to \$250.00 per day if the violation continues or is repeated past February 28, 2008.

Kimberly Shiver, Property Manager for the Respondents, and Anita Wetherhold, Representative for the Respondents, were present at the hearing and testified on behalf of the Respondent. Ms. Shiver stated that it took a while to receive notification of the violation; but as soon as they received notification, they took action to repair the landscaping.

Officer Hird stated that since the Respondents have been very good about complying once they become aware of the problem, she would have no objection to the fine being rescinded.

Motion by Jay Ammon, seconded by Larry Lawver, to accept Staff's recommendation but rescind the fine.

MOTION BY JAY AMMON, SECONDED BY LARRY LAWVER, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION IN COMPLIANCE BE:

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE**

The Respondent is the owner of record of the property (Tax Parcel # 17-21-30-510-0000-0020) located at 199 SR 436, Casselberry, located in Seminole County and legally described as follows:

LEG PT OF LOT 2 BEG S 29 DEG 29 MIN 18 SEC W 13.18 FT FROM
NE COR RUN S 29 DEG 29 MIN 18 SEC W 200 FT N 60 DEG 24 MIN 25
SEC W 200 FT N 29 DEG 29 MIN 18 SEC E 200 FT S 60 DEG 24 MIN 25 SEC
E 200 FT TO BEG (LESS RD) FERNWOOD PLAZA PB 13 PG 95

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
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This case came on for public hearing before the Code Enforcement Board of Seminole County on the December 2, 2004 after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Land Development Code, Chapter 30, Section 30.1231 (i).

Said Order stated that a fine in the amount of \$150.00 per day would be imposed if the Respondent did not take certain corrective action by January 28, 2005. Compliance was obtained after reinspection on December 30, 2004.

An Affidavit of Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the violation was being repeated after reinspection on December 7, 2007.

An Affidavit of Compliance After Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that corrective action has been taken by the Respondent after reinspection on February 19, 2008.

Based on the testimony and evidence presented, the Respondent was in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated December 2, 2004.

Therefore, the Board finds that the Respondent was in repeat violation and orders that the fine in the amount of \$ **11,100.00** for 74 days of non-compliance **be rescinded**.

It is further ordered that if the violation continues past February 28, 2008, the fine shall be increased to **\$250.00 per day** for each day the violation continues past or is repeated after February 28, 2008.

This Order shall be recorded in the public records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

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Case No. 08-33-CEB
Hobart D. and Elsie R. Ogden, III
Code Enforcement Officer: Jean Krause

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (l)
Described as: 1) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport
Location: 406 Tulane Drive, Altamonte Springs (Commission District 4)
Tax Parcel ID # 15-21-29-510-1400-0180

Jean Krause, Reserve Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Krause stated that this was a recurring violation; and at her last inspection, the property was not in compliance.

Officer Krause stated that the recommendation would be to comply by March 24, 2008 with a fine of \$250.00 per day if the violation continues or is repeated past March 24, 2008.

Hobart Dayton Ogden and Elsie Ogden, Respondents, were present at the hearing and testified on their own behalf. Curtis Ogden, son of the Respondents, was present at the hearing and testified on behalf of the Respondents.

A general discussion was had concerning the vehicles that were located on the property and what was and was not allowed.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY STEWART FRITZ, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-33-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 15-21-29-510-1400-0180) located at 406 Tulane Drive, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 18 BLK 14 WEATHERSFIELD FIRST ADD PB 12 PG 67

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- (b) in possession or control of the property, and
- (c) in recurring violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (l)

It is hereby ordered that the Respondents shall correct the violation on or before March 24, 2008. In order to correct the violation, the Respondents shall take the following remedial action:

- 1) **CEASE STORAGE OF JUNKED OR ABANDONED OR INOPERABLE VEHICLE(S) ON PROPERTY OR STORE WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT**

If the Respondents do not comply with the Order, a fine of **\$250.00 per day** will be imposed for each day the violation continues or is repeated after compliance past March 24, 2008.

The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

Case No. 08-34-CEB
Archie R. and Leona Prutzman
Code Enforcement Officer: Jean Krause

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (n)
Described as: 1) Stagnant or foul water in a swimming or wading pool
Location: 546 Notre Dame Drive, Altamonte Springs (Commission District 3)
Tax Parcel ID # 15-21-29-509-1600-0260

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Jean Krause, Reserve Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Krause stated that at her last inspection on February 15, 2008, the property was in compliance.

Officer Krause stated that the recommendation would be impose a fine of \$250.00 per day if the violation continues or is repeated past February 28, 2008.

Archie Prutzman, Respondent, was present at the hearing and testified on his own behalf. Mr. Prutzman testified that this was a rental property. Mr. Prutzman stated that he had had trouble with his tenants allowing the pool maintenance company in to service the pool and that it had taken a period of time to get the tenants evicted.

After discussion of this case by the Board:

MOTION BY LARRY LAWVER, SECONDED BY STEWART FRITZ, THAT THE CASE BE DISMISSED:

ORDER OF DISMISSAL

The Respondents are the owners of record of the property (Tax Parcel ID # 15-21-29-509-1600-0260) located at 546 Notre Dame Drive, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 26 BLK 16 WEATHERSFIELD 2ND ADD PB 12 PG 103

This matter came before the Board at a hearing on February 28, 2008 upon the Petitioner's request to impose a fine for a violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (n). Based on the insufficiency of the testimony and evidence presented at the hearing, Case CEB 08-34-CEB is hereby dismissed.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
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Case No. 08-35-CEB
Walter J. Sorensen, Jr.
Code Enforcement Officer: Joann Tamulonis

NEW CASE

Violation Charged: Seminole County Land Development Code, Chapter 30, Part 11, Section 30.182 and Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (g)
Described as: 1) The operation of a business or extension of a business is not a permitted use of the property
2) The accumulation of trash and debris
Location: 301 Tulane Drive, Altamonte Springs (Commission District 3)
Parcel I. D. # 15-21-29-510-0400-0010

Joann Tamulonis, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violations. Officer Tamulonis stated that was a recurring violation; and at her last inspection on February 14, 2008, the property was not in compliance.

Officer Tamulonis stated that the recommendation would be to comply by March 14, 2008 with a fine of \$250.00 per day if the violations continue or are repeated past March 14, 2008.

Walter J. Sorensen, Jr., Respondent, was present at the hearing and testified on his own behalf. Mr. Sorensen asked the Board to give him more time to come into compliance.

Motion by Larry Lawver, seconded by Grace Chewning, to accept Staff's recommendation but with a compliance date of April 15, 2008.

After discussion of this case by the Board:

MOTION BY LARRY LAWVER, SECONDED BY GRACE CHEWNING, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-35-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 15-21-29-510-0400-0010) located at 301 Tulane Drive, Altamonte Springs, located in Seminole County and legally described as follows:

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LEG LOT 1 BLK 4 WEATHERSFIELD 1ST ADD PB 12 PG 66

- (b) in possession or control of the property, and
- (c) in recurring violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (g) and SCLDC Chapter 30, Part 11, Section 30.182.

It is hereby ordered that the Respondent shall correct the violations on or before April 15, 2008. In order to correct the violations, the Respondent shall take the following remedial action:

- 1) CEASE THE ACCUMULATION OF TRASH AND DEBRIS**
- 2) CEASE THE OPERATION OF A BUSINESS OR EXTENSION OF A BUSINESS WHICH IS NOT A PERMITTED USE OF THE PROPERTY**

If the Respondent does not comply with the Order, a fine of **\$250.00 per day** will be imposed for each day the violations continue or are repeated after compliance past April 15, 2008.

The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

Case No. 08-36-CEB
Walter J. Sorensen, Jr.
Code Enforcement Officer: Joann Tamulonis

NEW CASE

Violation Charged: Seminole County Land Development Code, Chapter 30, Part 11, Section 30.182

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Described as: 1) Outside storage is not a permitted or customary accessory use of the property
Location: 301 Tulane Drive, Altamonte Springs (Commission District 3)
Parcel I. D. # 15-21-29-510-0400-0010

Joann Tamulonis, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Tamulonis stated that at her last inspection on February 18, 2008, the property was not in compliance.

Officer Tamulonis stated that the recommendation would be to comply by April 15, 2008 with a fine of \$250.00 per day if the violation continues or is repeated past April 15, 2008.

Walter J. Sorensen, Jr., Respondent, was present at the hearing and testified on his own behalf.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, SECONDED BY LARRY LAWVER, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-36-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 15-21-29-510-0400-0010) located at 301 Tulane Drive, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 1 BLK 4 WEATHERSFIELD 1ST ADD PB 12 PG 66
- (b) in possession or control of the property, and
- (c) in violation of Seminole County Land Development Code Chapter 30, Part 11, Section 30.182.

It is hereby ordered that the Respondent shall correct the violation on or before April 15, 2008. In order to correct the violation, the Respondent shall take the following remedial action:

- 1) CEASE THE OUTSIDE STORAGE OF LAWN MAINTENANCE EQUIPMENT, SUPPLIES, CHEMICALS, LIQUIDS, TIRES, WORK BENCH, CABINETS AND VARIOUS OTHER MATERIALS WHICH ARE NOT A PERMITTED OR CUSTOMARY ACCESSORY USE OF THE PROPERTY**

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If the Respondent does not comply with the Order, a fine of **\$250.00 per day** will be imposed for each day the violation continues or is repeated after compliance past April 15, 2008.

The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

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Case No. 08-41-CEB
Patricia A. De Shay & Lawson C. Dennis
Code Enforcement Officer: Pamela Taylor

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (i)
Described as: 1) The remains or rubble of structures which have been burned, stricken by other casualty, or demolished
Location: 3338 Main Street, Sanford (Commission District 5)
Tax Parcel ID # 33-19-31-300-083B-0000

Pamela Taylor, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Taylor stated that at her last inspection on February 27, 2008, there was great improvement; but the property was still not in compliance.

Officer Taylor stated that the recommendation would be to comply by March 13, 2008 with a fine of \$200.00 per day if the violation continues or is repeated past March 13, 2008.

Lawson Dennis, Respondent, was present at the hearing and testified on his own behalf. Ernest Shepard, Friend of Respondent, was present at the hearing and testified

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on behalf of the Respondent. Mr. Dennis stated that he could be in compliance by March 13, 2008.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY STEWART FRITZ, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-41-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 33-19-31-300-083B-0000) located at 3338 Main Street, Sanford, located in Seminole County and legally described as follows:

LEG SEC 33 TWP 19S RGE 31E BEG 114 FT E + 20 FT N OF SW COR
OF N 1/2 OF SE 1/4 OF NW 1/4 OF SW 1/4 RUN N 125 FT W 100 FT N
35 FT E 150 FT S 160 FT W 50 FT TO BEG (LESS RD)

- (b) in possession or control of the property, and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (i)

It is hereby ordered that the Respondents shall correct the violation on or before March 13, 2008. In order to correct the violation, the Respondents shall take the following remedial action:

- 1) REMOVE THE REMAINS OR RUBBLE OF STRUCTURES WHICH HAVE BEEN BURNED, STRICKEN BY OTHER CASUALTY, OR DEMOLISHED**

If the Respondents do not comply with the Order, a fine of **\$200.00 per day** will be imposed for each day the violation continues or is repeated after compliance past March 13, 2008.

The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

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**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

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Case No 03-70-CEB
Christine Watson
Code Enforcement Officer: Dorothy Hird

Christine Watson, the owner of this property, will be making a request of the Board regarding the accrued fine of \$3,750.00.

Background - The original violation was heard by the Board on August 28, 2003; and an Order was entered giving the Respondent a compliance date of September 12, 2003. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on September 18, 2003.

An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on December 6, 2004. An Affidavit of Compliance after Repeat Violation was filed by the Code Enforcement Officer after reinspection on January 19, 2005. A Findings of Fact, Conclusions of Law and Order Rescinding Fine on a Repeat Violation Presently in Compliance was entered on January 27, 2005 rescinding the \$2,150.00 fine.

A second Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on September 29, 2007. An Affidavit of Compliance after Repeat Violation was filed by the Code Enforcement Officer after reinspection on December 11, 2007.

This property is presently in compliance with a total fine accrued in the amount of \$3,750.00, for 73 days of non-compliance, from September 29, 2007 through and including December 6, 2007 at \$50.00 per day and 4 days of non-compliance from December 7, 2007 through and including December 10, 2007 at \$75.00.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3
(l)
Described as: 1) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport
Location: 618 Plum Lane, Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-503-0000-0900

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
FEBRUARY 28, 2008

Dorothy Hird, Code Enforcement Officer, was present at the hearing and testified on behalf of the County stating that the property was in compliance. Officer Hird further stated that she had no objection to the Board reducing or rescinding the fine.

Christine Watson Hudson, Respondent, was present at the hearing and testified on her own behalf and asked the Board to reduce the fine.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, THAT THE ORDER FINDING COMPLIANCE AND RESCINDING FINE BE:

ORDER FINDING COMPLIANCE AND RESCINDING FINE

The Respondent is the owner of record of the property (Tax Parcel ID # 07-21-30-503-0000-0900) located at 618 Plum Lane, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 90 GRANADA SOUTH PB 15 PG 100

This case came on for public hearing before the Code Enforcement Board of Seminole County on the August 28, 2003 after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Code Chapter 95, Section 95.4 as defined in 95.3 (l).

Said Order stated that a fine in the amount of \$50.00 per day would be imposed if the Respondent did not take certain corrective action by September 12, 2003. Compliance was obtained after reinspection on September 18, 2003.

An Affidavit of Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the violation was being repeated after reinspection on September 29, 2007.

An Affidavit of Compliance After Repeat Violation has been filed by the Code Enforcement Officer, which Affidavit certifies under oath that the required action has been taken after reinspection on December 11, 2007.

Therefore, the Board finds that the Respondent was in repeat violation and orders that the fine in the amount of **\$3,750.00** for 69 days of non-compliance, from September 29, 2007 through and including December 6, 2007, at \$50.00 per day and

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four days of non-compliance, from December 7, 2007 through and including December 10, 2007, at \$75.00 **be rescinded.**

This Order shall be recorded in the public records of Seminole County.

DONE AND ORDERED this 18th day of February 28, 2008, in Seminole County, Florida.

TOM HAGOOD – YES

GRACE CHEWNING – YES

FREDERICK GELTZ – YES

LARRY LAWVER – YES

BILL FAHEY – YES

JAY AMMON – YES

STEWART FRITZ – YES

MOTION CARRIED 7 – 0.

Case No. 07-05-CEB
Santos F. and Teresa M. Ynirio
Inspector: Jason Rucker

This case was continued from the January 28, 2008 meeting.

This case was originally heard by the Board on January 25, 2007; and an Order was entered giving the Respondents a compliance date of September 27, 2007. An Affidavit of Non-Compliance was filed by the Inspector after reinspection on November 27, 2007. An Affidavit of Compliance was filed by the Inspector after reinspection on February 12, 2008.

This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$20,550.00** for 137 days of non-compliance, from September 28, 2007 through and including February 11, 2008, at \$150.00 per day. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged: Florida Building Code, Section 105.1.
Described as: 1) Building large structure in rear yard without the required permits.
Location: 2030 W. Lake Brantley Rd., Longwood Commission District 3)
Tax Parcel ID # 05-21-29-503-0A00-0020

Jason Rucker, Inspector, was present at the hearing and testified on behalf of the County. Mr. Rucker stated that the property is now in compliance.

Indiana Jordon, daughter of the Respondents, was present at the hearing and testified on behalf of the Respondents stating that they had knocked down the shed. Ms. Jordon asked the Board to reduce or rescind the fine.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
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A general discussion was had concerning the process that the Respondent had gone through since becoming aware of the violation.

After discussion of this case by the Board:

**MOTION BY LARRY LAWVER, SECONDED BY FREDERICK GELTZ, THAT
THE ORDER FINDING COMPLIANCE AND RESCINDING FINE BE:
ORDER FINDING COMPLIANCE AND RESCINDING FINE**

The Respondents are the owner of record of the property (Tax Parcel ID # 05-21-29-503-0A00-0020) located at 2030 W. Lake Brantley Road, Longwood, located in Seminole County and legally described as follows:

LEG LOT 2 BLK A BRANTLEY SHORES 1ST ADD PB 9 PG 41

This case came on for public hearing before the Code Enforcement Board of Seminole County on January 25, 2007, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Florida Building Code, Section 105.1.

Said Order stated that a fine in the amount of \$150.00 per day would be imposed if the Respondents did not take certain corrective action by September 27, 2007.

An Affidavit of Non-Compliance had been filed by the Inspector, which Affidavit certified under oath that the required action had not been obtained after reinspection on November 27, 2007.

An Affidavit of Compliance had been filed by the Inspector, which Affidavit certified under oath that the required action had been obtained after reinspection on February 12, 2008.

Accordingly, it having been brought to the Board's attention that Respondents have complied with the Order dated January 25, 2007, the Board orders that a **lien** in the amount of **\$20,550.00** for 137 days of non-compliance at \$150.00 per day, from September 28, 2007 through and including February 11, 2008, **be rescinded**.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

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**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

Case No 06-87-CEB
German Baez
Code Enforcement Officer: Pamela Taylor

This is a repeat violation. The original violation was heard by the Board on December 14, 2006; and an Order was entered giving the Respondent a compliance date of December 21, 2006. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on January 19, 2007. On February 22, 2007, an Order was entered which rescinded the \$7,000.00 fine.

An Affidavit of Repeat Violation was filed after reinspection on January 30, 2008.

This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **fine** on a repeat violation in the amount of **\$7,500.00** for 30 days of non-compliance, from January 30, 2008 through and including February 28, 2008, at **\$250.00 per day**; and the fine shall continue to accrue at **\$250.00** per day until compliance is obtained. The Clerk shall record said Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3 (o).
Described as: 1) Swimming pool not completely enclosed by permanent fencing
Location: 219 Tollgate Trail, Longwood (Commission District 4)
Tax Parcel ID # 36-20-29-502-0100-0340

Pamela Taylor, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Taylor stated that she was presenting this case for Senior Code Officer Deborah Leigh. Officer Taylor testified that this was a repeat violation.

Officer Taylor testified that at her last inspection on February 27, 2008, the property was not in compliance and constituted a health, safety and welfare issue.

Officer Taylor stated that the recommendation would be to find the Respondent in repeat violation and impose a fine in the amount of \$7,000.00 for 30 days of non-

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compliance and increase the fine to \$500.00 per day if the violation continues or is repeated past February 28, 2008.

German Baez, Respondent, was not present at the hearing.

A general discussion was had concerning the Sheriff's Office procedure when the Board finds a health, safety and welfare issue.

After discussion of this case by the Board:

MOTION BY LARRY LAWVER, SECONDED BY STEWART FRITZ, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION NOT IN COMPLIANCE BE:

**AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
ON A REPEAT VIOLATION NOT IN COMPLIANCE**

The Respondent is the owner of record of the property (Tax Parcel ID # 36-20-29-502-0100-0340) located at 219 Tollgate Trail, Longwood, located in Seminole County and legally described as follows:

LEG LOT 34 BLK I THE WOODLANDS PB 16 PG 3

This case came on for public hearing before the Code Enforcement Board of Seminole County on the December 14, 2006 after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Code Chapter 95, Section 95.4 as defined in 95.3 (o).

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondent did not take certain corrective action by December 21, 2006. Compliance was obtained after reinspection on January 19, 2007.

An Affidavit of Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the violation was being repeated after reinspection on January 30, 2008.

Based on the testimony and evidence presented, the Respondent is in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated December 14, 2006.

Therefore, the Board finds that the Respondent is in repeat violation and orders that a fine in the amount of **\$7,500.00** for 30 days of non-compliance, from January 30, 2008 through and including February 28, 2008.

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It is further ordered that if the violation continues past February 28, 2008, the fine shall be increased to **\$500.00 per day** for each day the violation continues past or is repeated after January 25, 2007

The Board further stated that this violation posed a serious threat to the safety, health and welfare of the residents of the County.

Respondent is further ordered to contact the Seminole County Code Enforcement Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Enforcement Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the public records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

TOM HAGOOD – YES

GRACE CHEWNING – YES

FREDERICK GELTZ – YES

LARRY LAWVER – YES

BILL FAHEY – YES

JAY AMMON – YES

STEWART FRITZ – YES

MOTION CARRIED 7 – 0.

Case No. 08-03-CEB
Fremont Inv and Loan and
CT Corporation System, Registered Agent
Code Enforcement Officer: Dorothy Hird

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (g) and (n)

Described as: 1) The accumulation of trash and debris
2) Stagnant or foul water in a swimming or wading pool

Location: 1888 Derbyshire Road, Maitland (Commission District 4)
Tax Parcel ID # 19-21-30-525-000-0780

Dorothy Hird, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violations. Officer Hird stated that at her last inspection on February 28, 2008, the property was not in compliance.

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Officer Hird stated that the recommendation would be to comply by March 14, 2008 with a fine of \$200.00 per day if the violations continue or are repeated past March 14, 2008.

Tom Hagood asked Officer Hird if the pool was secured. Officer Hird stated that it was secured.

Fremont Investment and Loan, Respondents, were not present at the hearing.

After discussion of this case by the Board:

MOTION BY BILL FAHEY, SECONDED BY STEWART FRITZ, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-03-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 19-21-30-525-0000-0780) located at 1888 Derbyshire Road, Maitland, located in Seminole County and legally described as follows:

LEG LOT 78 WELLINGTON PB 25 PG 7 TO 9

- (b) in possession or control of the property, and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (g) and (n).

It is hereby ordered that the Respondents shall correct the violations on or before March 14, 2008. In order to correct the violations, the Respondents shall take the following remedial action:

- 1) REMOVE THE ACCUMULATION OF TRASH AND DEBRIS**
- 2) REMOVE STAGNANT OR FOUL WATER FROM SWIMMING OR WADING POOL**

If the Respondents do not comply with the Order, a fine of **\$200.00 per day** will be imposed for each day the violations continue or are repeated after compliance past March 14, 2008.

The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

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This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

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Case No. 08-38-CEB
Gailean R. Troutman
Code Enforcement Officer: Dorothy Hird

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (h)
Described as: 1) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure
Location: 129 Leon Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 18-21-30-507-0000-0700

Dorothy Hird, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Officer Hird stated that at her last inspection on February 28, 2008, the property was in compliance.

Officer Hird stated that the recommendation would be impose a fine of \$50.00 per day if the violation continues or is repeated past February 28, 2008.

Gailean R. Troutman, Respondent, was not present at the hearing.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, SECONDED BY LARRY LAWVER, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

THIS MATTER came before the Code Enforcement Board of Seminole County for hearing on **February 28, 2008**, pursuant to a Statement of Violation and Notice of

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Hearing, and the Board having examined the file, Statement of Violation and Notice of Hearing, and having heard sworn testimony from the Code Enforcement Officer for the County, and Respondent(s), does hereby find:

- 1) Proper notice was given to the Respondent(s).
- 2) The Respondent is the owner of record of the property (Tax Parcel ID # 18-21-30-507-0000-0700) located at 129 Leon Street, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 70 REPLAT OF WINWOOD PARK PB 3 PG 30

- 3) The Respondent was in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(h).
- 4) The Respondent corrected the violation on or before February 28, 2008.
- 5) This violation constitutes a reoccurring violation.

Based upon these findings the Board does hereby order as follows:

- 1) A violation did exist and was corrected prior to the hearing in this matter;
- 2) Respondent shall refrain from repeating the violation. **In the event Respondent repeats the violation after February 28, 2008, a fine of \$50.00 per day will accrue for each day the violation recurs after February 28, 2008.**
- 3) This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
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Case No. 08-40-CEB
Sadie L. Holmes
Code Enforcement Officer: Dorothy Hird

NEW CASE

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (l) and Seminole County Land Development Code, Chapter 30, Section 30.1350 and Seminole County Land Development Code, Chapter 30, Section 30.182 and 30.183

Described as: 1) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport
 2) Parking or storing of a truck having a rated load limit of more than 2 tons or having more than 2 axles in a residentially-zoned area
 3) Portable restrooms on R-1 zoned property as an accessory structure without a permit is not a permitted use or use allowed by special exception

Location: 1280 Amanda Street, Altamonte Springs (Commission District 4)
 Tax Parcel ID # 18-21-30-501-0200-0120

Dorothy Hird, Code Enforcement Officer, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violations. Officer Hird stated that at her last inspection on February 29, 2008, while the portable restroom and some of the vehicles were gone, the property was still not in compliance.

Officer Hird stated that the recommendation would be to comply by March 14, 2008 with a fine of \$150.00 per day if the violations continue or are repeated past March 14, 2008.

Sadie Holmes, Respondent, was not present at the hearing.

After discussion of this case by the Board:

MOTION BY STEWART FRITZ, SECONDED BY JAY AMMON, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-40-CEB, it is determined that the Respondent is

- (a) the owner of record of the property (Tax Parcel ID # 18-21-30-501-0200-0120) located at 1280 Amanda Street, Altamonte Springs, located in Seminole County and legally described as follows:

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LEG LOT 12-14 BLK 2 LAKEVIEW PB 5 PG 14

- (b) in possession or control of the property, and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (l) and Seminole County Land Development Code Chapter 30, Sections 30.1350.

It is hereby ordered that the Respondent shall correct the violations on or before March 14, 2008. In order to correct the violations, the Respondent shall take the following remedial action:

- 1) **REPAIR OR REMOVE ANY JUNKED OR ABANDONED OR INOPERABLE VEHICLE(S) NOT KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT**
- 2) **REMOVE ANY VEHICLE(S) HAVING A RATED LOAD LIMIT OF MORE THAN 2 TONS OR HAVING MORE THAN 2 AXLES IN A RESIDENTIALLY-ZONED AREA**

If the Respondent does not comply with the Order, a fine of **\$150.00 per day** will be imposed for each day the violations continue or are repeated after compliance past March 14, 2008.

The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

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Case No. 08-43-CEB
Joseph Condello
Inspector: Jason Rucker

NEW CASE

Violation Charged: Florida Building Code, Section 105.1.
Described as: 1) Construction without the required permits
Location: 1100 Rising Sun Blvd., Winter Springs (Commission District 2)
Tax Parcel ID # 19-21-31-300-006A-0000

Jason Rucker, Inspector, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Mr. Rucker stated that at his last inspection on January 16, 2008, the unpermitted construction remained on the property.

Inspector Rucker stated that the recommendation would be to comply by March 28, 2008 with a fine of \$250.00 per day if the violation continues or is repeated past March 28, 2008.

Joseph Condello, Respondent, was not present at the hearing.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-43-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 19-21-31-300-006A-0000) located at 1100 Rising Sun Boulevard, Winter Springs, located in Seminole County and legally described as follows:

LEG SEC 19 TWP 21S RGE 31E S 210 FT OF N 240
FT OF E 210 FT OF W 1/2 OF NW 1/4 OF NW 1/4

- (b) in possession or control of the property, and
- (c) in violation of Florida Building Code, Section 105.1.

It is hereby ordered that the Respondent shall correct the violation on or before March 28, 2008. In order to correct the violation, the Respondent shall take the following remedial action:

1) SECURE THE REQUIRED PERMITS OR REMOVE THE UNPERMITTED CONSTRUCTION

If the Respondent does not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violation continues or is repeated after compliance past March 28, 2008.

The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

TOM HAGOOD – YES

GRACE CHEWNING – YES

FREDERICK GELTZ – YES

LARRY LAWVER – YES

BILL FAHEY – YES

JAY AMMON – YES

STEWART FRITZ – YES

MOTION CARRIED 7 – 0.

Case No. 08-44-CEB
Roy & Marilyn Raymond
Inspector: Jason Rucker

NEW CASE

Violation Charged: Florida Building Code, Section 105.1.
Described as: 1) Construction without the required permits
Location: 206 Nob Hill Circle, Longwood (Commission District 3)
Tax Parcel ID # 04-21-29-515-0B00-0080

Jason Rucker, Inspector, was present at the hearing and testified on behalf of the County and entered into evidence photographs of the violation. Mr. Rucker stated that at his last inspection on January 16, 2008, the unpermitted construction remained on the property.

Inspector Rucker stated that the recommendation would be to comply by March 28, 2008 with a fine of \$250.00 per day if the violation continues or is repeated past March 28, 2008.

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Roy and Marilyn Raymond, Respondents, were not present at the hearing.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-44-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 04-21-29-515-0B00-0080) located at 206 Nob Hill Circle, Longwood, located in Seminole County and legally described as follows:

LEG LOT 8 BLK B GENE GABLES SEC OF MEREDITH MANOR PB 8 PG 93

- (b) in possession or control of the property, and
- (c) in violation of Florida Building Code, Section 105.1.

It is hereby ordered that the Respondents shall correct the violation on or before March 28, 2008. In order to correct the violation, the Respondents shall take the following remedial action:

1) SECURE THE REQUIRED PERMITS OR REMOVE THE UNPERMITTED CONSTRUCTION

If the Respondents do not comply with the Order, a fine of \$250.00 per day will be imposed for each day the violation continues or is repeated after compliance past March 28, 2008.

The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER – YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

VII Approval of the minutes from the meeting of January 24, 2008

**MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, TO
APPROVE THE MINUTES FROM THE MEETING OF JANUARY 24, 2008.**

**TOM HAGOOD – YES
GRACE CHEWNING – YES
FREDERICK GELTZ – YES
LARRY LAWVER - YES**

**BILL FAHEY – YES
JAY AMMON – YES
STEWART FRITZ – YES**

MOTION CARRIED 7 – 0.

VIII Confirmation date of next meeting: March 27, 2008

IX Old Business –

None

X New Business –

Election of Chair and Vice Chair:

The gavel was passed to the Clerk who opened the floor for nominations:

**MOTION BY GRACE CHEWNING, SECONDED BY LARRY LAWVER, TO
NOMINATE TOM HAGOOD AS CHAIRMAN OF THE CODE ENFORCEMENT
BOARD.**

Having no additional nominations, the Clerk closed the floor for discussion. There being no further discussion, this vote passed unanimously.

The gavel was passed to Tom Hagood, Chair, who opened the floor for nominations for Vice Chair.

**MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, TO
NOMINATE BILL FAHEY AS VICE CHAIR.**

Having no additional nominations, the Chair closed the floor for discussion. There being no further discussion, this vote passed unanimously.

- XI Adjourn – There being no further discussion, this meeting was adjourned at 3:10 P.M.**

Respectfully submitted:

Jane Spencer
Clerk to the Code Enforcement Board

Tom Hagood
Chair

2-28-08 minutes